

*Hader Preler*

1 Proposing an Amendment to Section 3-b of Article VII of the Constitution of  
2 Texas providing that school taxes theretofore voted in any independent  
3 school district or in any junior college district shall not be abrogated,  
4 cancelled or invalidated by a change in boundaries nor shall bonds voted,  
5 but unissued, at the time of such change, be invalidated by such change;  
6 authorizing the levy of taxes after such change without further election  
7 in the district as changed; providing an exception in the case of the  
8 annexation or consolidation of whole districts; providing for an election  
9 and the issuance of a proclamation therefor.

10  
11 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

12  
13 Section 1. That Section 3-b of Article VII of the Constitution of Texas  
14 be amended to be and read as follows:

15 *Section*  
16 "Sec. 3-b. No tax for the maintenance of public free schools voted in  
17 any independent school district and no tax for the maintenance of a junior  
18 college voted by a ~~Junior College District~~, nor any bonds voted in any such  
19 district, but unissued, shall be abrogated, cancelled or invalidated by  
20 change of any kind in the boundaries thereof. After any change in boundaries,  
21 the governing body of any such district, without the necessity of an addi-  
22 tional election, shall have the power to assess, levy and collect ad valorem  
23 taxes on all taxable property within the boundaries of the district as  
24 changed, for the purposes of the maintenance of public free schools or the  
25 maintenance of a junior college, as the case may be, and the payment of  
26 principal of and interest on all bonded indebtedness outstanding against, or  
27 attributable, adjusted or allocated to, such district or any territory  
28 therein, in the amount, at the rate, or not to exceed the rate, and in the  
29 manner authorized in the district prior to the change in its boundaries, and  
30 further in accordance with the laws under which all such bonds, respectively,  
31 were voted; and such governing body also shall have the power, without the  
32 necessity of an additional election, to sell and deliver any unissued bonds  
33 voted in the district prior to any such change in boundaries, and to assess,  
34 levy and collect ad valorem taxes on all taxable property in the district  
35 as changed, for the payment of principal of and interest on such bonds in  
36 the manner permitted by the laws under which such bonds were voted. In  
37 those instances where the boundaries of any such independent school district  
38 are changed by the annexation of, or consolidation with, one or more whole  
39 school districts, the taxes to be levied for the purposes hereinabove  
40 authorized may be in the amount or at not to exceed the rate theretofore  
41 voted in the district having at the time of such change the greatest  
42 scholastic population according to the latest scholastic census and only  
43 the unissued bonds of such district voted prior to such change, may be  
44 subsequently sold and delivered and any voted, but unissued, bonds of other  
45 school districts involved in such annexation or consolidation shall not  
46 thereafter be issued."

47 *Sec.*  
48 ~~Section~~ 2. The foregoing Constitutional Amendment shall be submitted to  
49 a vote of the qualified electors of this State at an election to be held  
50 throughout the State of Texas on the first Tuesday after the first Monday  
51 in November, 1966, at which election all ballots shall have printed thereon  
52 the following:

53  
54 "FOR THE AMENDMENT TO SECTION 3-b OF ARTICLE VII OF THE CONSTITUTION OF  
55 TEXAS, PROVIDING THAT TAXES OR BONDS PREVIOUSLY VOTED IN ANY INDEPENDENT  
56 SCHOOL DISTRICT OR IN ANY JUNIOR COLLEGE DISTRICT SHALL NOT BE ABROGATED,  
57 CANCELLED OR INVALIDATED BY ANY CHANGE IN BOUNDARIES AND AUTHORIZING THE  
58 CONTINUANCE OF THE LEVY OF TAXES AFTER SUCH CHANGE WITHOUT FURTHER ELEC-  
59 TION."

60 "AGAINST THE AMENDMENT TO SECTION 3-b OF ARTICLE VII OF THE CONSTITUTION  
61 OF TEXAS PROVIDING THAT TAXES OR BONDS PREVIOUSLY VOTED IN ANY INDEPENDENT  
62 SCHOOL DISTRICT OR IN ANY JUNIOR COLLEGE DISTRICT SHALL NOT BE ABROGATED,  
63 CANCELLED OR INVALIDATED BY ANY CHANGE IN BOUNDARIES AND AUTHORIZING THE  
64 CONTINUANCE OF THE LEVY OF TAXES AFTER SUCH CHANGE WITHOUT FURTHER  
65 ELECTION."

66  
67 If it appears from the returns of said election that a majority of the votes  
68 cast were in favor of said Amendment, the same shall become a part of the  
69 State Constitution and be effective on and after the date of its adoption.

70  
71 *Sec.*  
72 Section 3. The Governor shall issue the necessary proclamation for said  
73 election, and shall have the same published as required by the Constitution  
and laws of this State.

*use  
over  
form*

FORM A

(For favorable and unfavorable reports on bills and resolutions, where no committee amendments are recommended.)

COMMITTEE REPORT

Date 4-27-65

HON. BEN BARNES

Speaker of the House of Representatives.

Sir:

We, your Committee on Constitutional Amendments, to whom was referred H.S.R. No. 65, have had the same under consideration

and beg to report back with recommendation that it { do } pass, and be printed



Chairman.

(When this form is used for a favorable report on a general bill the words "do not" are marked out. If the bill is a local bill the word "not" should be inserted before the word "printed." When used for an unfavorable report the word "do" is marked out, the comma after "pass" is changed to a period, and the remaining words also marked out.)

When this form is used for a simple or concurrent resolution the comma after "pass" should be a changed to a period and the remaining words stricken out because resolutions are printed in the Journal when first introduced.)

By: Bonilla, et al

H. J. R. No. 65

**HOUSE JOINT RESOLUTION**

proposing an Amendment to Section 3-b of Article VII of the Constitution of Texas providing that school taxes theretofore voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by a change in boundaries nor shall bonds voted, but unissued, at the time of such change, be invalidated by such change; authorizing the levy of taxes after such change without further election in the district as changed; providing an exception in the case of the annexation or consolidation of whole districts; providing for an election and the issuance of a proclamation therefor.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:**

Section 1. That Section 3-b of Article VII of the Constitution of Texas be amended to be and read as follows:

"Section 3-b. No tax for the maintenance of public free schools voted in any independent school district and no tax for the maintenance of a junior college voted by a junior college district, nor any bonds voted in any such district, but unissued, shall be abrogated, cancelled or invalidated by change of any kind in the boundaries thereof. After any change in boundaries, the governing body of any such district, without the necessity of an additional election, shall have the power to assess, levy and collect ad valorem taxes on all taxable property within the boundaries of the district as changed, for the purposes of the maintenance of public free schools or the maintenance of a junior

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college, as the case may be, and the payment of principal of and interest on all bonded indebtedness outstanding against, or attributable, adjusted or allocated to, such district or any territory therein, in the amount, at the rate, or not to exceed the rate, and in the manner authorized in the district prior to the change in its boundaries, and further in accordance with the laws under which all such bonds, respectively, were voted; and such governing body also shall have the power, without the necessity of an additional election, to sell and deliver any unissued bonds voted in the district prior to any such change in boundaries, and to assess, levy and collect ad valorem taxes on all taxable property in the district as changed, for the payment of principal of and interest on such bonds in the manner permitted by the laws under which such bonds were voted. In those instances where the boundaries of any such independent school district are changed by the annexation of, or consolidation with, one or more whole school districts, the taxes to be levied for the purposes hereinabove authorized may be in the amount or at not to exceed the rate theretofore voted in the district having at the time of such change the greatest scholastic population according to the latest scholastic census and only the unissued bonds of such district voted prior to such change, may be subsequently sold and delivered and any voted, but unissued, bonds of other school districts involved in such annexation or consolidation shall not thereafter be issued."

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Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at an

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election to be held throughout the State of Texas on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed thereon the following:\_\_\_\_\_

"FOR the Amendment to Section 3-b of Article VII of the Constitution of Texas providing that taxes or bonds previously voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by any change in boundaries and authorizing the continuance of the levy of taxes after such change without further election.\_\_\_\_\_

"AGAINST the amendment to Section 3-b of Article VII of the Constitution of Texas providing that taxes or bonds previously voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by any change in boundaries and authorizing the continuance of the levy of taxes after such change without further election."\_\_\_\_\_

If it appears from the returns of said election that a majority of the votes cast were in favor of said Amendment, the same shall become a part of the State Constitution and be effective on and after the date of its adoption.\_\_\_\_\_

Sec. 3. The Governor shall issue the necessary proclamation for said election, and shall have the same published as required by the Constitution and Laws of this State.\_\_\_\_\_

\_\_\_\_\_

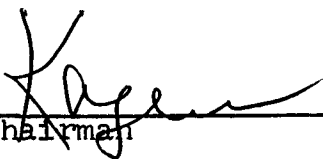
Austin, Texas

May 12, 1965

Hon. Preston Smith  
President of the Senate

Sir:

We, your Committee on Constitutional Amendments,  
to which was referred HJR E. No. 65, have had the same under  
consideration, and I am instructed to report it back to the  
Senate with the recommendation that it do \_\_\_\_\_  
pass \_\_\_\_\_ and be \_\_\_\_\_ printed.

  
Chairman

C.A.S.

ENROLLED

**HOUSE JOINT RESOLUTION**

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college, as the case may be, and the payment of principal of and interest on all bonded indebtedness outstanding against, or attributable, adjusted or allocated to, such district or any territory therein, in the amount, at the rate, or not to exceed the rate, and in the manner authorized in the district prior to the change in its boundaries, and further in accordance with the laws under which all such bonds, respectively, were voted; and such governing body also shall have the power, without the necessity of an additional election, to sell and deliver any unissued bonds voted in the district prior to any such change in boundaries, and to assess, levy and collect ad valorem taxes on all taxable property in the district as changed, for the payment of principal of and interest on such bonds in the manner permitted by the laws under which such bonds were voted. In those instances where the boundaries of any such independent school district are changed by the annexation of, or consolidation with, one or more whole school districts, the taxes to be levied for the purposes hereinabove authorized may be in the amount or at not to exceed the rate theretofore voted in the district having at the time of such change the greatest scholastic population according to the latest scholastic census and only the unissued bonds of such district voted prior to such change, may be subsequently sold and delivered and any voted, but unissued, bonds of other school districts involved in such annexation or consolidation shall not thereafter be issued."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at an



election to be held throughout the State of Texas on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed thereon the following:

"FOR the Amendment to Section 3-b of Article VII of the Constitution of Texas providing that taxes or bonds previously voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by any change in boundaries and authorizing the continuance of the levy of taxes after such change without further election.

"AGAINST the amendment to Section 3-b of Article VII of the Constitution of Texas providing that taxes or bonds previously voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by any change in boundaries and authorizing the continuance of the levy of taxes after such change without further election."

If it appears from the returns of said election that a majority of the votes cast were in favor of said Amendment, the same shall become a part of the State Constitution and be effective on and after the date of its adoption.

Sec. 3. The Governor shall issue the necessary proclamation for said election, and shall have the same published as required by the Constitution and Laws of this State.

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Lieutenant Governor  
President of the Senate

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Speaker of the House

H. J. R. No. 65

I hereby certify that H. J. R. No. 65 was adopted by the House on May 4, 1965, by the following vote: Yeas 131, Nays 9.

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Chief Clerk of the House

I hereby certify that H. J. R. No. 65 was passed by the Senate on May 27, 1965, by the following vote: Yeas 30, Nays 0.

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Secretary of the Senate

APPROVED:

6-18-65

Date

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Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
8:45 P.M. O'CLOCK

JUN 20 1965

*Crawford C. Martin*  
Secretary of State

MAY 4 1965

READ SECOND

TIME \_\_\_\_\_ AND

ORDERED \_\_\_\_\_ ENGROSSED ✓

*finally adopted by  
vote of 131 ayes, 9 noes.*

*Dorothy Hallman*

Chief Clerk, House of Representatives

MAY 4 1965

SENT TO ENGROSSING CLERK



House Joint Resolution 65

by

*Bonilla, et al*

Proposing an Amendment to Section 3-b of Article VII of the Constitution of Texas providing that school taxes theretofore voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by a change in boundaries nor shall bonds voted, but unissued, at the time of such change, be invalidated by such change; authorizing the levy of taxes after such change without further election in the district as changed; providing an exception in the case of the annexation or consolidation of whole districts; providing for an election and the issuance of a proclamation therefor.

MAR 3 1965

FILED

MAR 4 1965

READ 1st TIME  
AND REFERRED TO COMMITTEE ON

*Constitutional Amendments*

APR 27 1965

REPORTED FAVORABLY SENT TO PRINTER

APR 28 1965

RETURNED FROM PRINTER. SENT TO SPEAKER

By: Bonilla, et al

H. J. R. No. 65

HOUSE JOINT RESOLUTION

proposing an Amendment to Section 3-b of Article VII of the Constitution of Texas providing that taxes or bonds previously voted in any independent school district or in any junior college district shall not be abrogated, cancelled or invalidated by any change in boundaries and authorizing the continuance of the levy of taxes after such change without further election.

3- 3-65 Filed.

3- 4-65 Read first time and referred to Committee on Constitutional Amendments.

4-27-65 Reported favorably, sent to printer.

4-28-65 Returned from printer, sent to Speaker.

5- 4-65 Read second time, and ordered engrossed and adopted by the following vote: Yeas 131, Nays 9.

Dorothy Hallman  
Chief Clerk, H. of R.

5- 4-65 Sent to Engrossing Clerk.

5- 4-65 Engrossed.

MAY 5 - 1965  
IN THE SENATE

Received from  
the House.

MAY 5 1965

MAY 5 1965

Orea Suggins  
Engrossing Clerk, H. of R.  
RETURNED FROM ENGROSSING CLERK  
SENT TO THE SENATE

MAY 5 - 1965

Read first time  
and referred to Committee  
on Constitutional Amendments

MAY 12 1965

Reported Favorably.

MAY 27 1965

Regular order of business suspended by unanimous consent to permit consideration.

MAY 27 1965

READ SECOND TIME

AND PASSED TO THIRD READING.

MAY 27 1965

Senate Rule 32 and  
Constitutional Rule (Sec. 32, Art. III)  
suspended by a vote of 30 yeas,  
0 nays, to place bill on third  
reading and final passage.

MAY 27 1965

READ THIRD TIME AND PASSED  
BY THE FOLLOWING VOTE:

Yeas 30 Nays 0

Charles Schnabel  
Secretary of the Senate

MAY 27 1965

SENT TO HOUSE

MAY 27 1965

RETURNED FROM SENATE

*Dorothy Hallman*

Chief Clerk, House of Representatives

MAY 27 1965 SENT TO ENROLLING CLERK